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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE, CALIFORNIA**

8 Xiling CHEN )  
9 )  
10 Plaintiff, ) Case No. C 07-4698 JW

11                  vs. )  
12                  Alberto Gonzales, Attorney General of the )  
13                  United States; Michael Chertoff, Secretary of the )  
14                  Department of Homeland Security; Emilio Gonzalez) )  
15                  Director of United States Citizenship & Immigration)  
16                  Services; Robert Mueller, Director of the Federal )  
17                  Bureau of Investigations; Gerard Heinauer, )  
                    Director of the Nebraska Service Center )  
                    )  
                    Defendants )  
                    )  
**ORDER RE: RENOTICE OF MOTIONS PREVIOUS FILED**

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20 The Plaintiff and the Defendants submitted cross motions for summary judgment on January  
21 22, 2008 and oppositions on February 5, 2008 to the United States Magistrate Judge Patricia  
22 V. Trumbull. This case was reassigned to this honorable court on February 8, 2008. The  
23 parties hereby re-notice their cross motions for summary judgment to this Court. The  
24 parties ask this Court to decide the matter on the papers.

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1 Dated: February 11, 2008

Respectfully submitted,

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JOSEPH P. RUSSONIELLO  
United States Attorney

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/s/

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8 Dated: February 11, 2008

/s/

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Tricia Wang  
Attorney for Plaintiff

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**ORDER**

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JAMES WARE  
United States District Judge